



U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

September 14, 2023

By ECF

The Hon. Valerie Figueredo  
United States Magistrate Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: *United States ex rel. Bassan et al. v. Omnicare, Inc. & CVS Health Corp.*,  
15 Civ. 4179 (CM) (VF)

Dear Judge Figueredo:

We write respectfully on behalf of the United States of America (the “Government”) to request the Court’s leave to file several exhibits to the Government’s letter filed today under a temporary 14-day seal, pursuant to Rule I.g of Your Honor’s Individual Practices and the Protective Order entered by the Court on November 29, 2021. *See* Dkt. No. 102 (the “Protective Order”).

In producing materials in discovery, Defendants designated certain documents as subject to the Protective Order. The Protective Order provides a process for the filing of such materials. Protective Order ¶ 19. Pursuant to that process, the Government respectfully requests that the Court grant leave to file Exhibits B, D, E, H, I, J, K, L, and M to the Government’s letter under seal for a period of 14 days. *See id.* Per the Protective Order, Defendants, as the Producing Parties, may file a motion to seal the relevant information. *See id.*

We thank the Court for its consideration of this submission.

Respectfully submitted,

DAMIAN WILLIAMS  
United States Attorney

: /s/ Jennifer Jude  
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Application Granted

Valerie Figueredo, U.S.M.J.

DATED: September 15, 2023

The Clerk of Court is respectfully directed to terminate  
the motion at ECF No. 339.

cc: All counsel by ECF